IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Writ Petition No.2387 of 2006

1. M/s Vastu Nirmiti
   and others ..Petitioners

vs.

1. The Commercial Coop.
   Bank Ltd. and anr. ..Respondents

Shri P.S.Dani for petitioners

CORAM: S.B.MHASE J.
13th April, 2006

P.C.

1. Learned Counsel on instructions of the petitioners states that he may be allowed to withdraw the petition with liberty to file the application under Rule 107 of the Maharashtra Cooperative Societies Act, 1960 before the Recovery Officer. He further submitted that the Recovery Officer be directed to dispose of the said application if filed as expeditiously as possible and preferably within a period of two months after giving hearing to the respective parties.

2. Petition is allowed to be withdrawn with liberty to file appropriate application under Rule 107 of the Maharashtra Cooperative Societies Act, 1960 before the Recovery Officer as desired by the petitioner. If such application is filed the Recovery Officer shall dispose of the said application after giving opportunity of hearing

to the respective parties and thereafter he shall dispose of the application by passing appropriate reasoned ordered. All this exercise is expected to be completed within a period of two months from the date of filing of such application.

3. Petition is allowed to be withdraw with liberty as above.

(S.B.MHASE J.)